

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 Hasan Amouri,
5 Plaintiff,

6 v.

7 American Auto Towing Incorporated et al,
8 Defendants.
9

2:14-cv-01704-JAD-NJK

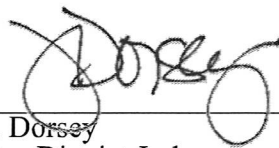
Order
[#9]

10
11 Defendants moved to dismiss this employment-discrimination action on March 13, 2015.
12 Doc. 9. On March 30, 2015, plaintiff filed an amended complaint. Doc. 11. Defendants filed a new
13 motion to dismiss to address the amended complaint. Doc. 16.

14 Rule 15(a)(1)(B) of the Federal Rules of Civil Procedure permits parties to amend their
15 complaints once as a matter of course within 21 days of a motion to dismiss.¹ Plaintiffs' amended
16 complaint was timely filed as of right. Once filed, an amended pleading supersedes the original
17 pleading in its entirety, mooting a motion to dismiss the original pleading. *See Forsyth v. Humana,*
18 *Inc.*, 114 F.3d 1467, 1474 (9th Cir. 1997).

19 Accordingly, IT IS HEREBY ORDERED THAT the defendants' first motion to dismiss
20 **[Doc. 9] is DENIED** as moot and without prejudice.

21 Dated this 3rd day of June, 2015.

22
23 
24 Jennifer A. Dorsey
25 United States District Judge
26
27

28 ¹ Fed. R. Civ. P. 15(a)(1)(B).